

## UNITED STATES DISTRICT COURT

for the

District of Nevada

United States of America

v.

RUBEN AGUILAR (8)  
aka Payaso

Case No: 2:11-CR-0048-JCM-CWH

USM No: 45719-048

Date of Original Judgment: 04/16/2012

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

TERRENCE JACKSON

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

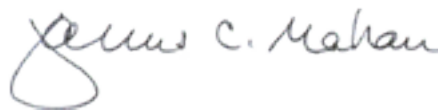
☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 108 months is reduced to 87 months.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 04/16/2012 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: December 16, 2014



Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

James C. Mahan, U.S. District Judge

Printed name and title

**This page contains information that should not be filed in court unless under seal.**  
**(Not for Public Disclosure)**

DEFENDANT: RUBEN AGUILAR (8)  
aka Payaso  
CASE NUMBER: 2:11-CR-0048-JCM-CWH  
DISTRICT: District of Nevada

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**

Previous Total Offense Level: 29 Amended Total Offense Level: 27  
Criminal History Category: III Criminal History Category: III  
Previous Guideline Range: 108 to 135 months Amended Guideline Range: 87 to 108 months

**II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE**

- ☒ The reduced sentence is within the amended guideline range.  
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.  
☐ The reduced sentence is above the amended guideline range.

**III. ADDITIONAL COMMENTS**

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